

## **MINUTES**

### **MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS**

**Call to Order:** Chair Edward Buttrey, on March 10, 2017 at 8:00 AM, in Room 422  
Capitol

#### **ROLL CALL**

**Members Present:**

Sen. Edward Buttrey, Chair (R)  
Sen. Dee Brown, Vice Chair (R)  
Sen. Pat Connell (R)  
Sen. Tom Facey (D)  
Sen. Steve Fitzpatrick (R)  
Sen. Daniel R. Salomon (R)  
Sen. Jason D. Small (R)  
Sen. Frank Smith (D)  
Sen. Gordon Vance (R)  
Sen. Gene Vuckovich (D)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Linda Keim, Committee Secretary  
Jameson Walker, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 137, 3/3/2017; HB 358, 3/3/2017; HB 496, 3/3/2017  
Executive Action: Be Concurred In: HB 73

00:00:01 Chair Buttrey

**HEARING ON HB 137**

**Opening Statement by Sponsor:**

00:00:57 Rep. Moffie Funk (D), HD 82, opened the hearing on HB 137. Generally revise securities and insurance laws pertaining to the State Auditor.

**Proponents' Testimony:**

00:04:03 Chris Hanson, Office of the Montana State Auditor, Commissioner of Securities and Insurance (CSI)

00:09:25 Michael Kakuk, attorney, Office of the Montana State Auditor, Commissioner of Securities and Insurance (CSI)

[EXHIBIT\(bus50a01\)](#)

[EXHIBIT\(bus50a02\)](#)

00:21:59 Roger McGlenn, Independent Insurance Agents Association of Montana

00:22:23 Greg Van Horssen, State Farm Insurance Company

00:22:42 Jon Metropoulos, Farmers Insurance, American Insurance Association, American Council of Life Insurers

00:23:08 Bruce Spencer, America's Health Insurance Plans, (AHIP) Allstate Insurance

00:24:29 Jennifer Hensley, PacificSource Health Plans

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:25:08 Sen. Brown

00:25:11 Mr. Kakuk, CSI

00:25:42 Sen. Facey

00:26:58 Mr. Spencer, AHIP

00:27:10 Chair Buttrey

00:27:34 Mr. Spencer

00:28:17 Chair Buttrey

00:30:09 Mr. Kakuk

00:30:14 Sen. Facey

00:30:17 Mr. Kakuk

00:31:20 Chair Buttrey

**Closing by Sponsor:**

00:31:31 Rep. Funk

00:32:47 Chair Buttrey

**HEARING ON HB 358**

**Opening Statement by Sponsor:**

00:34:40 Rep. Mark Noland (R), HD 10, opened the hearing on HB 358. Revise workers' compensation laws pertaining to release of information.

**Proponents' Testimony:**

00:39:35 Larry Jones, executive director, Montana Self Insurers' Association (MSIA)  
**EXHIBIT(bus50a03)**

00:47:47 Ethan Heverly, Montana State Fund  
00:47:52 Mark Baker, Kalispell Regional Healthcare, Kalispell Chamber of Commerce  
00:48:17 Bridger Mahlum, Montana Chamber of Commerce (MCC)  
00:49:13 Riley Johnson, National Federation of Independent Business  
00:49:28 Alan Hulse, CEO, Montana Municipal Interlocal Authority

**Opponents' Testimony:**

00:49:58 Al Smith, Montana Trial Lawyers Association  
**EXHIBIT(bus50a04)**

00:57:18 Chris Cavazos, American Federation of Labor-Congress of Industrial Organizations  
00:57:30 Judy Bovington, Department of Labor and Industry (DLI)

**Informational Testimony:** None

Chair Buttrey left the hearing. Vice Chair Brown assumed the position of chair.

**Questions from Committee Members and Responses:**

00:58:18 Sen. Facey  
00:58:28 Mr. Mahlum, MCC  
00:58:46 Sen. Facey  
01:04:13 Mr. Jones, MSIA  
01:05:39 Sen. Facey  
01:06:25 Rep. Noland

**Closing by Sponsor:**

01:06:55 Rep. Noland  
01:09:01 Chair Brown  
01:09:28 Recess  
01:29:06 Reconvene  
01:29:13 Chair Buttrey assumed the role of chair.

**EXECUTIVE ACTION ON HB 73**

01:29:17     **Motion:** Sen. D. Brown moved that **HB 73 BE CONCURRED IN.**

01:29:52     **Motion:** Sen. Vance moved that **HB 73 BE AMENDED.**  
**EXHIBIT(bus50a05)**

**Discussion:**

01:30:26     **Vote:** Motion carried unanimously by voice vote.

01:30:36     **Motion:** Sen. D. Brown moved that **HB 73 BE CONCURRED IN AS AMENDED.**

**Discussion:**

01:30:51     Sen. Connell  
01:31:52     Sen. Vance  
01:32:23     Chair Buttrey  
01:32:57     Sen. Facey  
01:33:36     Sen. Connell  
01:34:24     Sen. Vance  
01:34:46     Sen. Facey  
01:35:12     Chair Buttrey  
01:35:35     Sen. Vance

01:36:06     **Vote:** Motion carried unanimously by voice vote. Sen. Vance will carry the bill.

**HEARING ON HB 496**

**Opening Statement by Sponsor:**

01:37:06     Rep. Vince Ricci (R), HD 55, opened the hearing on HB 496. Exempt seasonal outdoor recreation providers' employees from certain labor laws.

**Proponents' Testimony:**

01:38:49     Pat Tabor, president, Montana Outfitters and Guides Association (MOGA)  
**EXHIBIT(bus50a06)**

01:42:29     Mac Minard, executive director, Montana Outfitters and Guides Association (MOGA)

01:44:36     Tyler Moss, Montana Outfitters and Guides Association (MOGA)  
**EXHIBIT(bus50a07)**

01:48:41     Jean Johnson, Montana Outfitters and Guides Association  
**EXHIBIT(bus50a08)**

01:51:50     Riley Johnson, National Federation of Independent Business; also speaking for Stuart Doggett, Montana Lodging and Hospitality Association

**Opponents' Testimony:**

01:52:29 Chris Cavazos, Montana American Federation of Labor-Congress of Industrial Organizations  
01:54:43 Dwight Rose, International Brotherhood of Electrical Workers 233 (IBEW)  
01:54:58 Judy Bovington, Department of Labor and Industry (DLI)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:55:33 Sen. Brown  
01:56:12 Mr. Rose, IBEW  
01:56:29 Sen. Salomon  
01:56:34 Mr. Menard, MOGA redirect  
01:57:02 Mr. Tabor, MOGA  
01:58:19 Sen. Salomon  
01:59:03 Mr. Tabor  
02:00:36 Chair Buttrey  
02:01:50 Mr. Tabor  
02:02:05 Sen. Salomon  
02:02:13 Mr. Tabor  
02:02:52 Sen. Brown  
02:04:54 Mr. Tabor  
02:05:52 Sen. Facey  
02:09:33 Mr. Tabor  
02:09:58 Sen. Smith  
02:11:02 Mr. Tabor  
02:11:45 Sen. Vuckovich  
02:12:56 Mr. Tabor  
02:13:44 Sen. Connell  
02:14:50 Ms. Bovington, DLI  
02:14:55 Sen. Facey  
02:15:52 Ms. Bovington  
02:16:06 Chair Buttrey  
02:16:19 Ms. Bovington  
02:16:29 Chair Buttrey  
02:16:34 Mr. Tabor

**Closing by Sponsor:**

02:16:51 Rep. Ricci  
  
02:18:20 Chair Buttrey  
[\*\*EXHIBIT\(bus50a09\)\*\*](#)  
  
02:18:46 Jameson Walker, Legislative Services Division  
  
02:19:04 Chair Buttrey

**ADJOURNMENT**

Adjournment: 10:20 AM

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Linda Keim, Secretary

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**Additional Documents:**

Additional Documents:

**EXHIBIT([bus50aad.pdf](#))**